

# **EXHIBIT 13**



**DEPARTMENT OF THE ARMY AND THE AIR FORCE  
MICHIGAN NATIONAL GUARD JOINT FORCE HEADQUARTERS  
3411 MARTIN LUTHER KING BOULEVARD  
LANSING, MI 48906**

27 June 2019

Foster Swift Collins & Smith PC  
David Russell  
313 South Washington Square  
Lansing, MI 48933

Dear Mr. Russell:

This letter is in response to your Freedom of Information Act (FOIA) request dated 25 March 2019. We have referred your request to the National Guard Bureau Freedom of Information Act office for final adjudication and direct response to you. Their contact information is as follows:

Office of Information and Privacy (NGB/JA-OIP)  
111 South George Mason Drive, AH2  
Arlington, Virginia 22204-1373  
Phone: 571-256-7838  
Email: [NGB.FOIA@mail.mil](mailto:NGB.FOIA@mail.mil)

Please note per my discussion with the former Michigan National Guard government contracted cell phone carrier, the type of text messages requested are only available locally for a time period of five days, as the actual content of text messages is stored for a limited amount of time. The cell phone carrier representative also informed me that any retained text messages are only releasable through a court order or subpoena.

This concludes our office's processing of your request. The NGB FOIA office will contact you with their assigned FOIA case number once the referral has been logged in for processing. If you have any questions regarding this referral, please contact my office at 517-481-8100 or by email at [ng.mi.miarnq.mbx.jag-foia@mail.mil](mailto:ng.mi.miarnq.mbx.jag-foia@mail.mil)

Sincerely,

A handwritten signature in cursive script that reads "Austin DeLano".

Austin M. DeLano  
Sergeant, Michigan National Guard  
Paralegal Specialist